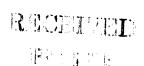


## STATE OF TENNESSEE DEPARTMENT OF TRANSPORTATION PROGRAM DEVELOPMENT & ADMINISTRATION DIVISION LOCAL PROGRAM DEVELOPMENT OFFICE

SUITE 600, JAMES K. POLK BUILDING 505 DEADERICK STREET NASHVILLE, TN 37243-0341 (615) 741-5314

JOHN C. SCHROER COMMISSIONER



BILL HASLAM GOVERNOR

April 10, 2013

The Honorable Ernest Burgess
Mayor, Rutherford County
Rutherford County Courthouse, Room 101
Murfreesboro, TN 37130

Re:

Sginal Maintenance Agreement for RSAR: SR-266 from West of SR-840 to East of SR-10

Rutherford County PIN #: 117400.00

Federal Proj #: HRRR-266(19) State Proj #: 75027-3226-94

Contract #: 130092

Dear Mayor Burgess:

I am attaching a contract providing for the maintenance of the referenced project. Please review the contract and advise me if it requires any additional explanation. If you find the contract fully satisfactory, please execute it in accordance with all rules, regulations and laws, obtain the signature of the attorney for your agency and return the contract to me. Once we have a fully executed contract we will return a copy to your office for your files.

If you have any questions or need any additional information, please contact Ms. Maria Hunter at 615-532-3632 or maria.hunter@tn.gov.

Sincerely,

Teresa Estes

**Transportation Coordinator** 

Teresa estes@tn.gov

Attachment

SIGNAL MAINTENANCE

AGREEMENT No: 130092

PROJECT IDENTIFICATION NO: 117400.00

FEDERAL PROJECT NO: HRRR-266(19)

STATE PROJECT No: 75027-3226-94

State of Tennessee Department of Transportation

## LOCAL AGENCY PROGRAM AGREEMENT

	THIS AGREEMENT	made and entered into this	day
of	, 20	by and between the STATE O	F TENNESSEE
DEPA	RTMENT OF TRANS	SPORTATION, an agency of the S	tate of Tennessee
(herei	nafter called the "Dep	artment") and Rutherford County	(hereinafter called the
"Ager	ıcy").		

 $\underline{W}$   $\underline{I}$   $\underline{T}$   $\underline{N}$   $\underline{E}$   $\underline{S}$   $\underline{E}$   $\underline{T}$   $\underline{H}$ :

WHEREAS, the Department desires to install a traffic signal within the jurisdictional limits of the Agency and

WHEREAS, the Agency, in recognition of the benefits to be received from the installation of said traffic signal desires to cooperate with the Department such that the traffic signal may be installed, operated and maintained.

NOW THEREFORE, in consideration of these premises, the Department and the Agency hereby enter into agreement to provide performance of the project.

SECTION I: The Project to be performed is described as follows:

"School flashing signs on SR-266 at LM 12.82 to LM 13.39"

SECTION II: The Agency shall be solely responsible for and pay all costs associated with maintenance and operation of all electrically operated devices together with the related equipment, wiring and other necessary appurtenances, and the Agency shall furnish electrical current to all such devices which may be installed as part of the project. Additionally, the Agency shall be solely responsible for and pay all costs associated with the maintenance and operation of solar-powered devices, including, but not limited to, replacement of solar panels, batteries, lights and lenses.

SECTION III: The Agency agrees to comply with all applicable federal and state laws and regulations in the performance of its duties under this contract. The parties hereby agree that failure of the Agency to comply with this provision shall constitute a material breach of this agreement and subject the Agency to the repayment of all state funds expended, or expenses incurred, under this agreement.

**IN WITNESS WHEREOF**, the parties have caused this instrument to be executed by their respective authorized officials on the date first above written.

	RUTHERFORD COUNTY		DEPARTMENT OF TRANSPORTATION		
Ву:			Ву:		
	Mayor	Date		John C. Schroer Commissioner	Date
	APPROVED AS TO FORM AND LEGALITY			APPROVED AS TO FORM AND LEGALITY	
Ву:			Ву:		
-	Attorney	Date		John Reinbold General Counsel	Date